

STATE OF SOUTH CAROLINA

(Caption of Case)

IN RE: Carraways Treasures & Collectibles

Complainant,

vs.

Verizon South, Inc. and Farmers Telephone
Cooperative, Inc.,

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2008 - 347 - C

(Please type or print)

Submitted by: William E. DuRant, Jr.

Address: 10 Law Range

Sumter, SC 29150

SC Bar Number: 1808

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Other: _____

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input checked="" type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input checked="" type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

SCHWARTZ, McLEOD, DuRANT & JORDAN

ATTORNEYS AT LAW

10 LAW RANGE

SUMTER, SOUTH CAROLINA 29150

R. KIRK McLEOD (1921-1987)

RAMON SCHWARTZ, JR.

WILLIAM E. DuRANT, JR.

MICHAEL M. JORDAN

T. D. WILLIAMS, IV

December 15, 2008

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Charles L. A. Terreni
Chief Clerk & Administrator
ATTN: Docketing Department
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, SC 29210

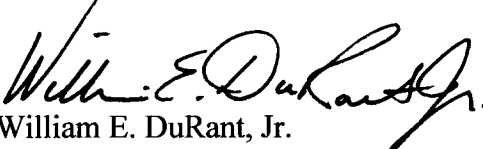
RE: Carraways Treasures & Collectibles v. Verizon South, Inc., et al
Docket No. 2008-347-C

Mr. Terreni:

Enclosed for filing on behalf of Farmers Telephone Cooperative, Inc. is an original and twenty five (25) copies of its Direct Testimony in the above referenced matter. By copy of this letter and certificate of service, all parties of record are being served by U.S. Mail with a copy of the Testimony. Thank you for your assistance.

Very truly yours,

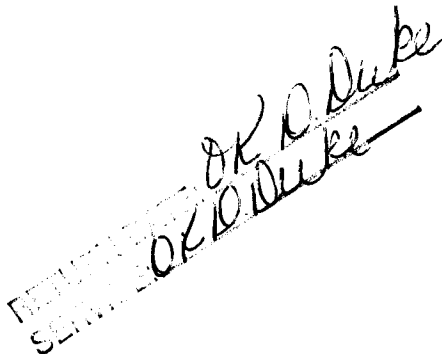
SCHWARTZ, McLEOD, DuRANT & JORDAN


William E. DuRant, Jr.

WEDjr/pt

Enclosures

CC: Mr. Richard Carraway
Jeffrey M. Nelson, Esquire
Steve W. Hamm, Esquire



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SOFTENING SECTION

IN RE: Carraways Treasures & Collectibles)
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)
) Docket No. 2008-347-C
v.)
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Verizon South and
Farmers Telephone Cooperative, Inc.

AFFIDAVIT OF RONALD K. NESMITH

I, Ronald K. Nesmith, under penalty of perjury, affirm and state this 15th day of December, 2008:

1. My name is Ronald K. Nesmith. I am the External Affairs & Chief Regulatory Officer of Farmers Telephone Cooperative, Inc. My office is located at 1101 E. Main Street, Kingstree, South Carolina 29556.
2. Attached hereto and made a part hereof for all purposes is my Direct Testimony on behalf of Farmers Telephone Cooperative, Inc., having been prepared in written form for introduction into evidence in the above-captioned docket.
3. I have knowledge of the matters set forth therein. I hereby affirm that my answers contained in the attached testimony to the questions propounded, including any attachment thereto, are true and accurate to the best of my knowledge, information and belief.

knowledge, information and belief.


Ronald K. Nesmith

SWORN to before me this 15th
day of December, 2008.

Sarah Brennan Wilson (L.S.)
NOTARY PUBLIC FOR SOUTH CAROLINA

My Commission Expires: March 26, 2017

**BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA**

IN RE:	Carraways Treasures & Collectibles)	
)	
)	
	v.)	Docket No. 2008-347-C
)	
	Verizon South and)	
	Farmers Telephone Cooperative, Inc.)	
)	

**DIRECT TESTIMONY
OF
RONALD K. NESMITH
ON BEHALF OF
FARMERS TELEPHONE COOPERATIVE, INC.**

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COMMISSION

Q. PLEASE STATE YOUR NAME AND BUSINESS ADDRESS.

A. My name is Ronald K. Nesmith. My business address is 1101 E. Main Street, Kingstree, South Carolina 29556.

Q. BY WHOM AND IN WHAT CAPACITY ARE YOU EMPLOYED?

A. I am employed by Farmers Telephone Cooperative, Inc. (FTC) as the Company's External Affairs & Chief Regulatory Officer.

Q. PLEASE BRIEFLY OUTLINE YOUR EDUCATION, TRAINING, AND EXPERIENCE IN THE TELECOMMUNICATIONS INDUSTRY?

A. I earned a Bachelor of Business Administration degree from Francis Marion University. I began my telecommunications career at FTC in June of 1973 as a network technician and, with the opening of a new position within the accounting department, transferred to the accounting department in 1975. Since 1975, I have worked in many areas of

responsibility involving internal policies and procedures, settlements and external affairs with connecting carriers, access billing, negotiations of interconnection agreements, and regulatory functions including cost study work, rate design for tariff filings, access billing, and universal services.

Q. ON WHOSE BEHALF ARE YOU TESTIFYING TODAY BEFORE THIS COMMISSION?

A. I am presenting testimony today on the behalf of Farmers Telephone Cooperative, Inc. (“FTC”), a telephone cooperative organized and doing business under the laws of the State of South Carolina and subject to the jurisdiction of this Commission. FTC provides telephone service, including high speed Internet service, in its service area adjacent to the Complainant’s address at 2495 W. Highway 378, Pamplico, South Carolina 29583, which address is situated in the service area of Verizon South, Inc.

Q. WHAT IS THE COMPANY ASKING THE COMMISSION TO DO IN THIS DOCKET?

A. Carraways Treasures & Collectibles (the “Complainant”) has asked the Commission for permission to change service providers from Verizon South, Inc. (“VRZ”) to FTC in order to receive high speed internet, which is currently unavailable from VRZ at his current location. Although FTC may be capable of providing high speed internet service to the Complainant’s location, it can only be provisioned over local exchange facilities currently delivering existing regulated voice service, in the form of an adjunct ancillary service only. Due to the Complainant’s service location on the VRZ of the service boundary, FTC, as an incumbent local exchange carrier, cannot cross the service boundary in an extension of its local exchange facilities to provide regulated services in

another incumbent local exchange carrier's service area without the authority being granted by this Commission. FTC believes the Commission could rule in one of two ways to the Complainant's request: (1) rule that the request does not include a request to change voice service but that the request is solely for the provision of high speed internet, a service unregulated by this Commission and outside of its jurisdiction; or, (2) rule that the Complainant's request contained an implied request to change all services, regulated voice services and unregulated high speed internet services, to a new service provider and grant FTC the authority to extend its exchange service facilities across the FTC/Verizon service boundary in order to provide the requested services. FTC can comply with the request if so ordered by offering the Complainant high speed internet as a part of its regulated service.

Q. DOES THIS CONCLUDE YOUR TESTIMONY?

A. Yes it does. However, FTC requests the opportunity to supplement its testimony should the Complainant file any testimony in these proceedings which Complainant has elected not to do at this point in time.

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2008-347-C

IN RE:	Carraways Treasures & Collectibles,)	
	Complainant)	
)	CERTIFICATE OF SERVICE
	v.)	
)	
	Verizon South, Inc. and Farmers)	
	Telephone Cooperative, Inc.,)	
	Defendants)	

This is to certify that I, Patricia J. Thompson, an employee with Schwartz, McLeod, DuRant & Jordan, have this date served one (1) copy of the attached Direct Testimony of Farmers Telephone Cooperative, Inc. in the above referenced matter to the persons named below by causing said copies to be deposited with the United States Postal Service, sufficient first class postage prepaid and affixed thereto and return address clearly marked, and addressed as shown below.

Richard Carraway
Carraways Treasures & Collectibles
2495 West Hwy 378
Pamplico, SC 29583

Jeffrey M. Nelson, Esquire
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, South Carolina 29201

Steve W. Hamm, Esquire
Richardson, Plowden, Carpenter & Robinson, PA
P.O. Box 7788
Columbia, SC 29202



Patricia J. Thompson
SCHWARTZ, McLEOD, DuRANT & JORDAN
10 Law Range
Sumter, South Carolina 29150
(803) 774-1000

December 15, 2008
Sumter, South Carolina

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